

E-Filed On June 1, 2006

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 8 Proposed Attorneys for the Official Committee
 of Holders of Executory Contract Rights through
 9 USA Commercial Mortgage Company

11 **UNITED STATES BANKRUPTCY COURT**
 12 **FOR THE DISTRICT OF NEVADA**

13 In re:
 USA COMMERCIAL MORTGAGE COMPANY,
 14 Debtor.

Case Nos.:
 BK-S-06-10725-LBR
 BK-S-06-10726-LBR
 BK-S-06-10727-LBR
 BK-S-06-10728-LBR
 BK-S-06-10729-LBR

15 In re:
 USA CAPITAL REALTY ADVISORS, LLC,
 16 Debtor.

17 In re:
 USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,
 18 Debtor.

JOINTLY ADMINISTERED
 Chapter 11

19 In re:
 USA CAPITAL FIRST TRUST DEED FUND, LLC,
 20 Debtor.

21 In re:
 USA SECURITIES, LLC,
 22 Debtor.

23 Affects:
 24 ☒ All Debtors
☐ USA Commercial Mortgage Company
☐ USA Capital Realty Advisors, LLC
 25 ☐ USA Capital Diversified Trust Deed Fund, LLC
☐ USA Capital First Trust Deed Fund, LLC
 26 ☐ USA Securities, LLC

Date:
 Time:

27 **CERTIFICATE OF SERVICE**
 28

1. I served the following documents:

- A. Application of the Official Committee of Holders of Executory Contract Rights through USA Commercial Mortgage Company to Employ Gordon & Silver, Ltd.
- B. Declaration of Gregory E. Garman, Esq. in Support of Application of the Official Committee of holders of Executory Contract Rights Through USA Commercial Mortgage Company to Employ Gordon & Silver, Ltd.
- C. Notice of Hearing and Order Shortening Time to Hear Application of the Official Committee of Holders of Executory Contract Rights Through USA Commercial Mortgage Company to Employ Gordon & Silver, Ltd.

2. I served the above-named document(s) by the following means to the persons as listed below:

- ☒ a. **ECF System to the persons listed on Exhibit A, on Friday, May 26, 2006**
- ☒ b. **United States Mail, postage fully prepaid to the persons listed on Exhibit B, on Wednesday, May 31, 2006**

☐ c. **Personal Service**

I personally delivered the document(s) to the persons at these addresses:

- ☐ For a party represented by an attorney, delivery was made by handing the document(s) to the attorney or by leaving the documents(s) at the attorney's office with a clerk or other person in charge, or if no one is in charge by leaving the documents(s) in a conspicuous place in the office.
- ☐ For a party, delivery was made by handing the document(s) to the party or by leaving the document(s) at the person's dwelling house or usual place of abode with someone of suitable age and discretion residing there.

☐ d. **By direct email (as opposed to through the ECF System)**

Based upon the written agreement of the parties to accept service by email or a court order, I caused the document(s) to be sent to the persons at the email addresses listed below. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

☐ e. **By fax transmission**

Based upon the written agreement of the parties to accept service by fax transmission or a court order, I faxed the document(s) to the persons at the fax numbers listed below. No error was reported by the fax machine that I used. A copy of the record of the fax transmission is attached.

☐ f. **By messenger**

I served the document(s) by placing them in an envelope or package addressed to the persons at the addresses listed below and providing them to a messenger for service.

I declare under penalty of perjury that the foregoing is true and correct.

DATED this 1st day of June, 2006.



Stacy Harding, an employee of
Gordon & Silver, Ltd.

EXHIBIT “A”

File a Motion:

06-10725-lbr USA COMMERCIAL MORTGAGE COMPANY

U.S. Bankruptcy Court

District of Nevada

Notice of Electronic Filing

The following transaction was received from GARMAN, GREGORY E entered on 5/26/2006 at 4:16 PM PDT and filed on 5/26/2006

Case Name: USA COMMERCIAL MORTGAGE COMPANY

Case Number: 06-10725-lbr

Document Number: 378

Docket Text:

Application to Employ Gordon & Silver, Ltd. as Attorney *FOR OFFICIAL COMMITTEE OF HOLDERS OF EXECUTORY CONTRACT RIGHTS THROUGH USA COMMERCIAL MORTGAGE COMPANY* Filed by GREGORY E GARMAN on behalf of OFFICIAL COMMITTEE OF EXECUTORY CONTRACT HOLDERS OF USA COMMERCIAL MORTGAGE COMPANY (GARMAN, GREGORY)

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:C:\Documents and Settings\sdh\Desktop\Application.pdf

Electronic document Stamp:

[STAMP bkecfStamp_ID=989277954 [Date=5/26/2006] [FileNumber=6931996-0]
[02b3880f3bb4cabe121735f2197304e5cd5e365b01f9d13f63a63c4b3fbc7949c97
12c0c69497f779780353c15b04e8078f53881059c9b4da7d1cc8f0e3c956]]

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06-10725-lbr USA COMMERCIAL MORTGAGE COMPANY

U.S. Bankruptcy Court

District of Nevada

Notice of Electronic Filing

The following transaction was received from GARMAN, GREGORY E entered on 5/26/2006 at 4:20 PM PDT and filed on 5/26/2006

Case Name: USA COMMERCIAL MORTGAGE COMPANY

Case Number: 06-10725-lbr

Document Number: 380

Docket Text:

Declaration Filed by GREGORY E GARMAN on behalf of OFFICIAL COMMITTEE OF EXECUTORY CONTRACT HOLDERS OF USA COMMERCIAL MORTGAGE COMPANY (Related document(s)[378] Application to Employ, filed by Creditor Committee OFFICIAL COMMITTEE OF EXECUTORY CONTRACT HOLDERS OF USA COMMERCIAL MORTGAGE COMPANY) (GARMAN, GREGORY)

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:C:\Documents and Settings\sdh\Desktop\Declaration of GEG.pdf

Electronic document Stamp:

[STAMP bkecfStamp_ID=989277954 [Date=5/26/2006] [FileNumber=6932018-0]
[95cbd5118b458c62ed50233f76c3c0595d5746618768923d97dd82d0608a68d68a78
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